Preserved

G. R. S. IX-5]

Previous references.

Cts. 135-12 (1-2)
33-15 (1-2)

1920.

(Cto.)

Later references.

Cts. 104-20 (1-2)
" 183-20 (1-2)
" 70-26 (1-2)
" 249-26 (1-2)
" 64-28 (1-5)

Preserve B/15

GENERAL AND REVENUE SECRETA

Serial Nos. Two.

Part B for No

SUBJECT.

Grant of exemption from per
in Civil Courts to Srimat S
Prasanna Thirtha Sripadangal
Kundapura Sri Vyasaraya Mu

8(2)

To the Compiler [illegible]
No. G. 10076 of
Notifies the above
No. G. 10077-8
and each a copy of
for information to the
of the Registrar, Chief

WD 2233—G.&B.—20,000—14-6-20

10/9

395

G. R. S. III—1] 1912

GENERAL AND REVENUE SECRETARIAT.

(2 Courts ~~Exn. Jud.~~)

NOTES.

72-20.

File No. ~~81—2~~

FILE HEADING.

Exemption of the Swami of Sri Kumarapura Vyasaraya Swami Matt from personal appearance in Courts

From

The Swamigalu

No. 836 Dated 8 8 12 Received 13/8

Diary No. 2735 ~~2e5~~	Enclos.	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Requests that he may be exempted personal appearance both in civil and criminal Courts, and permitted to appear by Pleader or Agent.

NOTES AND ORDERS.

(1) The Kumarapura Vyasaraya Matt, Chennapatna taluk is a very important matt enjoying the full land endowments in the State.—

NOTES—First Sheet.

G. R. S. III-2

General and Revenue Secretariat. | ~~Legis~~ cls File No. 72~~84~~ of 1920.

Serial No.

Bangalore. (Channapatna Taluk)

		acs.	fmlies
1	abbur village	1972	15
2	Kudur agrahara	8	16
3	mangalavara Pet	12	11
4	mailnaikanahalli	3	21
5	Kodamballi	2	9
6	Brahmanipura	4	2
7	do	4	8
8	Mallenpatna	2	16
9	Sankalgere	12	38

Hassan Dt. (Kasba Taluk)

1)	Sarvamangesura	355	14
2)	Sambegowdanahalli	725	26

The income from the land endowments in Channapatna Taluk alone is Rs 3030- per year.

3) The mutt is said to possess large landed endowments outside the State also. of which there is no information.

4) The present Swami of the mutt is said to be an old & learned man and has philanthropic tendencies. He was installed as guru about 24 years ago with the previous sanction of H.H. the Maharaja. He has established a Sanskrit Pathasala in the mutt for which he

Govt have issued Kabadikis — the last thing being in April 1908, for the hoisting of the seal of the mutt with important insignia like Sowcha chattri & other devices

NOTE—Contn. sheet.

H. R. S. III-2)

General and Revenue Secretariat. | 215 / 2nd. File No. 84 / 72 - 20. of 1920.

Serial No.

Heard endorsement of 25th ult, to which a sum of Rs 6000 has already been deposited in the Savings Bank. The matter is under correspondence.

2) The subject of exempting persons from personal appearance from civil courts is to be dealt with in the Chief Secrett.

3) The papers may be transferred to that Secrett

BL
18/8/20

Abstract of persons exempted from personal appearance is given on page 163 of the Mysore manual

Twenty four Swamis have been awarded the honour of first class Bhoga at Bangalore (Page 163 of the Manual) but all of them have not been exempted from personal appearance in the Civil Courts. This privilege has been conferred only to some of them. The Swamis of the Kalyadapur mutt is one of the twenty four Mahajanas referred to above.

I do not think

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat.

~~Judicial~~ File No. Cb 72-20 of 1920.

Serial No.

If Govt gives orders about the exemption of persons from attendance in Criminal Courts. The file may be sent to the Chief Secretariat

U/f 20/8/20

Chief Secretariat)

As far as Civil Courts are concerned, certain persons of high rank & status can be exempted from personal attendance under Sec 133, Civil Pro. Code. Such exemptions have been granted in many cases. But there is no corresponding provision in the Criminal Proced Code & the files & headings of this Section do not disclose any case of the nature under reference

Subd.

20/8/20

Where are the files bearing to the exemption of the Peerless Swamys Complaints regarding should be pursued

Three Sample files (Cb 185-12, 39-15, 141-14) dealing with the ~~exemption~~ questions of granting exemptions from personal appearance in Civil Courts to the Mahadhipathis ~~and~~ of Subd. Kind reference is invited to the orders of the ~~Dist~~ Supdt. in page 9 of the office notes in Cb 141-14 pertaining

NOTE—Contn. sheet.

Serial No.

What about exemption from appearance in Criminal courts?

D. M. 25/8

Subd. As stated in para 9 supra, no reference relating to exemption from criminal courts could be traced

ADL 25/8

No policy of the Govt. seems to be noted to increase the no: of such exemptions. Reference invited to the Rewards orders in para 18 of Chs: & Ins: No: 141 of 1919 (H: G.).

There seems to be no provision under which exemptions from appearing in Criminal courts can be granted.

S. 205 of the Criminal P.C. provides for dispensing with the personal appearance of the accused in certain cases, which S. 503 provides for the examination of witnesses on commission.

D. M. 26/8

Mug: Secy)

The question is one proper for Govt in the General & Rev. (Courts) —

Chf Secy) 31.8

NOTE—Contn. sheet.

General and Revenue Secretariat.

25 File No. 72 of 19 20

Serial No.

Subd for orders.

Dy. 3/9 — Dy. 3/9

I do not think these exemptions should be multiplied. So far as Civil Courts are concerned the occasions would be extremely rare indeed when the Swamis' actual presence would be required & where he cannot act through an agent

1660 / 5-9-20

3rd member } CBS
2nd member } 4/9/20

Dy. 4/9

D.-i for his Majesty's dept. to state fully whether his Mutt is of supreme sanctity and importance as to justify his pomp & his privilege. In no point there is no harm in partial exemption from appearance of Heads of important Mutts and to highly persons commanding his respect and reverence & a large section of his people, for if their Evidence is required in any case, it can be easily secured by his agent & Commissioner.

Dy. 5/9

P.T.O.

NOTE—Contn. sheet.

General and Revenue Secretariat.

File No. 72 of 1920.

Serial No.	
1624-229 8.9.20.	20) The Kundapur taluk in S. Kanara is one of sufficient status ordinarily in my opinion. The ranker he concerned I do not think here can be inconvenience caused thereby. Rec'd 9.9.20
	21) Mano put up a draft Notfn accordingly D.M. 9/9
	22) Subd. with a draft notification for consideration Sd 10/9/20. Advt 11/9 23) This matter seems to require the sanction of H. H. 24) Subd for orders. D.M. 13/9
1633-33 18.9.20.	25) Resubd to 2nd member. The matter seems to be situated in Channapatna taluk & not in S. Kanara Copy D.M. D.M.
	26) The taluk near Channapatna is called the Kundapur Thavarajaswami matt at Abbur. The one under reference is situated in Shimoga Rec'd 20.9.20.

NOTE—Contn. sheet.

3531

G. R. S. III-21

General and Revenue Secretariat.

Ch File No. 72 of 1920.

Serial No.

27) Submitted for orders.

D. M. 22/9

Chiefsecy

from the Mng: Secy.

28) It is ascertained that the Swamy owns wetts both at Hebbur (Channapatna Tq:) & in S. Kanara.

D. M. 30/9 2/10

Chiefsecy

29) For approval 3rd member)

2357 7.10.20

CRK 2/10

D. M. 2/10

30) I have the making respectful representation to His Highness - Sanction for leave as last time to enable me to go there & come back. As I have already stated in para 19, there is no objection to grant the privilege

KR 3/10

31) Dewan

CRK 8/10 D. M.

14-10-20

NOTE—Contn. sheet.

DEWAN'S OFFICE.
Recd. on OCT 9 1920
No. 3169

5
16/10

F. R. S. III-21

3531

General and Revenue Secretariat. | Ch File No. 72 of 1920.

Serial No.

1) Subj. with a D.N. & D.J.N

2) 21.9.20 The Supdt. will please ... Govt. the D.J.N. including a brief history of the question. D. M. 22/9/20

3) DJN revised Appr 30/10

4) 30/10 Please put up the D.J.N. typed. D. M. 31/10

5) A typed D.J.N is put up. Subj.

6) 5/11/20 5/11 Subj. with D.J.N

7) III Member 6/11 D. M. 6/11

8) 2968 6.11.20 ... typed 6/11 typed 7/11

9) Dewan 8/11 8/11 P. 10/11

DEWAN'S OFFICE. Recd. on NOV 12 1920 Reg. No. 3608

10) To The Compiler, Mysore Gazette.

No. G. 10076 dt 23-11-20.

Notifies the exemption granted to Srimat Sri Lakshmi Prasanna Thirtha Sripadangalavaru of the Kundapur Sri Vyasarayaswami Mutt at Chennapatna.

NOTE—Contn. sheet.

G. R. S. III-2

General and Revenue Secretariat.

C5 File No. 72 of 1920.

Serial No.

Exemption from personal appearance in Civil Courts.

To

The ~~Excise~~ Mueyrai Superintendent.

& The Registrar, Chief Court.

No. G. 10077-8 dt 23-4-20.

I am directed to forward herewith a copy of above Notification for information

NOTE—Contn. sheet.

Final Note by the Third Member of Council.

250

Subject:- Draft notification exempting Srimat Sri Lakshmi Prasanna Thirtha Sripadangalavaru of the Kundapura Sri Vyasarayaswami Mutt at Chennapatna, from personal appearance in the Civil Courts of the State.

B 1) The head of the Kundapur Vyasaraya Mutt at Chennapatna has applied to Government for the grant of exemption from attending the Law Courts in person. Section 133, Civil Procedure Code, authorises the Government to exempt certain persons from personal attendance in Civil Courts on sufficient grounds. But there is no provision for grant of exemptions from attendance in Criminal Courts.

G 2) 2. In Courts File 141-14 regarding a similar request of the Swamigalu of the Sripadaraya Mutt, Mulbagal, for exemption, the then First Member of Council, Mr.H.V.Nanjundayya, expressed the opinion that these exemptions should not be multiplied without precedents and the Dewan Sir M. Visvesvaraya was also against the grant of exemptions as a general rule. But no principles were laid down as to when the exemption should be granted and when not.

Page 6 of office Notes 3) 3. When the file came before me for orders, I recorded the following minute:-

"It is for the Muzrai Department to state first whether the Mutt is of sufficient sanctity and importance as to justify the grant of the privilege. In my opinion there is no harm in granting exemption from appearance to Heads of important Mutts and other holy persons commanding the respect and reverence of a large section of the people, for if their evidence is required in any case, it can be easily secured by the issue of a commission."

The papers having been referred to the Muzrai Department, the Second Member recorded his opinion that the Mutt "was of sufficient status and standing to be granted the concession." I have no objection under these circumstances for the grant of the exemption and the Dewan Sahib too is agreeable to the same.

Page 7 of office note

4. The draft notification granting exemption from personal appearance in the Civil Courts to the Head of the Mutt referred to above may be graciously approved.

Draft for approval.

8th November 1920.

MEMBER OF COUNCIL.

Submitted to His Highness.

***

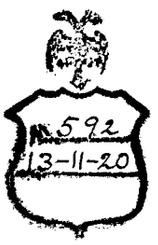
43) I submit herewith a Final Note by the Third Member of Council on the subject of draft notification exempting Srimat Sri Lakshmi Prasanna Thirtha Sripadangalavaru of the Kundapura Sri Vyasarayaswami Mutt at Chennapatna from personal appearance in the Civil Courts of the State for His Highness' gracious approval.

13th Nov. 1920

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Grant of exemption from personal appearance in Civil Courts, to Srimat Sri Lakshmi Prasanna Thirtha Sripadangalavaru of the Kundapura Sri Vyasarayaswami Mutt at Chennapatna.



5-98

Order.

16/11/20

17-11-20

OFFICE OF THE MUZRAI SUPERINTENDENT
No.....
AUG 14 1920
DIARY NO.
SECTION
FILE NO.
8-8-1920
DIARY No. 2735
19-10-19 2
SECTION

ಶ್ರೀ ಗೋಪಾಲಕೃಷ್ಣೋ ಜಯತಿ

ಶ್ರೀಮತ್ಪರಮಹಂಸ ಪರಿವ್ರಾಜಕಾಚಾರ್ಯತ್ವಾದ್ಯನೇಕ ಗುಣಸಂಪನ್ನರಾಗಿ ಪದವಾಕ್ಯ ಪ್ರಮಾಣ ಪಾರಾವಾರ ಪಾರಂಗತ ಸರ್ವತಂತ್ರ ಸ್ವತಂತ್ರ ಶ್ರೀಮದ್ವೈಷ್ಣವ ಸಿದ್ಧಾಂತ ಪ್ರತಿಷ್ಠಾಪನಾಚಾರ್ಯರಾದ ಶ್ರೀಮದ್ವಿದ್ಯಾನಗರ ಕರ್ನಾಟಕ ಸಿಂಹಾಸನಾಧೀಶ್ವರರಾದ ಶ್ರೀಮದ್ವ್ಯಾಸಮುನಿಗೊಲಿದ ಗೋಪಾಲಕೃಷ್ಣ ದಿವ್ಯ ಶ್ರೀ ಪಾದಪದ್ಮಾರಾಧಕರಾದ ಕುಂದಾಪುರ ಶ್ರೀಮದ್ವ್ಯಾಸರಾಜ ಸಂಸ್ಥಾನಾಧಿಪತಿಗಳಾದ ಶ್ರೀಮಲ್ಲಹಳ್ಳೀ ಪ್ರಸನ್ನತೀರ್ಥ ಶ್ರೀಪಾದಂಗಳವರು

ಸಂಸ್ಥಾನಕ್ಕೆ ಮುಖ್ಯಾಭಿಮಾನಿಗಳಾದ ಮೈಸೂರು ಶ್ರೀಮೆಯ ಮುಜ್ರಾಯಿ ಅ
ಪ್ರಸಕ್ತಶಾಖಾಧ್ಯಕ್ಷ — ಗೆ

ನಾರಾಯಣಸ್ಮರಣಪೂರ್ವಕ ಅತಿಪ್ರೀತಿಯಿಂದ ಬರೆಸಿಕಳುಹಿಸಿದ ರಾಯಸ
ಅಧಿಕಶ್ರೀಮಾನ್ ಪರ್ಯಂತ
ಸಂಸ್ಥಾನದಲ್ಲಿ ಗುರುದೇವತಾನುಗ್ರಹದಿಂದ

ನಾವು ಸ್ನಾನ ಜಪದೇವತಾರ್ಚನ ಪ್ರವಚನಾದಿಗಳನ್ನು ಮಾಡಿಕೊಂಡು ಕ್ಷೇಮೇಣ ಇದ್ದೇವೆ ನಿಮ್ಮಗಳ ಕ್ಷೇಮ ಸಮಾಚಾರಗಳನ್ನು ಪತ್ರಮುಖೇನ ತಿಳಿಸುವದು

ಸಂಪ್ರತಿ ॥

ಮೈಸೂರು ಶ್ರೀಮೆಯಲ್ಲಿನ ಸಂಸ್ಥಾನದ ಅಧಿಕಶ್ರೀಮಾನ್ ಪ್ರತಿನಿಧಿಗಳ
ಶಿಷ್ಯರುಗಳಲ್ಲಿನ ಕಾರ್ಯದ ಸಂಬಂಧಕ್ಕೆಗಳಲ್ಲಿ ಯಜ್ಞ ಶಿಷ್ಟಾಚಾರವು ನಂ
ಮಂಸ್ಥಾನಕ್ಕೆ ಕಾಲಕ್ಕೆ ಕಾಲಕ್ಕೆ ಅಂಶಿಷ್ಟಶಿಷ್ಟ ಅಂಶಿಷ್ಟಾನಂ
ಬಂಧಕ್ಕೆಗಳಲ್ಲಿ ನಾಂಯು ಶಿಷ್ಟಾಚಾರಕ್ಕೆ ಕಾಲಕ್ಕೆ ಅಂಶಿಷ್ಟಾನಂ
ಶಿಷ್ಟಾನಂ ಕಾರ್ಯಕ್ಕೆ ಅಂಶಿಷ್ಟಾನಂ ಕಾರ್ಯಕ್ಕೆ

DIARY No. 3531

FILE No. 72-20

ಶ್ರೀ.

ಶ್ರೀ ಗೋಪಾಲಕೃಷ್ಣೋ ಜಯತಿ

ಶ್ರೀಮತ್ಪರಮಹಂಸ ಪರಿವ್ರಾಜಕಾಚಾರ್ಯತ್ವಾದ್ಯನೇಕ ಗುಣಸಂಪನ್ನರಾದ ಪದವಾಕ್ಯ ಪ್ರಮಾಣ ಪಾರಾವಾರ ಪಾರಂಗತ ಸರ್ವತಂತ್ರ ಸ್ವತಂತ್ರ ಶ್ರೀಮದ್ವೈಷ್ಣವ ಸಿದ್ಧಾಂತ ಪ್ರತಿಷ್ಠಾಪನಾಚಾರ್ಯರಾದ ಶ್ರೀಮದ್ವಿದ್ಯಾನಗರ ಕರ್ನಾಟಕ ಸಿಂಹಾಸನಾಧೀಶ್ವರರಾದ ಶ್ರೀಮದ್ವ್ಯಾಸಮುನಿಗೊಲಿದ ಗೋಪಾಲಕೃಷ್ಣ ದಿವ್ಯ ಶ್ರೀ ಪಾದಪದ್ಮಾರಾಧಕರಾದ ಕುಂದಾಪುರ ಶ್ರೀಮದ್ವ್ಯಾಸರಾಜ ಸಂಸ್ಥಾನಾಧಿಪತಿಗಳಾದ ಶ್ರೀಮಲ್ಲಕ್ಷ್ಮೀ ಪ್ರಸನ್ನತೀರ್ಥ ಶ್ರೀಪಾದಂಗಳವರು

ಸಂಸ್ಥಾನಕ್ಕೆ ಮುಖ್ಯಾಭಿಮಾನಿಗಳಾದ [illegible]

ನಾರಾಯಣಸ್ಮರಣಪೂರ್ವಕ ಅತಿಪ್ರೀತಿಯಿಂದ ಬರೆಸಿಕಳುಹಿಸಿದ [illegible]

[illegible] ಪರ್ಯಂತ ಕುಂದಾಪುರದಲ್ಲಿ ಗುರುದೇವತಾನುಗ್ರಹದಿಂದ

ನಾವು ಸ್ನಾನ ಜಪದೇವತಾರ್ಚನ ಪ್ರವಚನಾದಿಗಳನ್ನು ಮಾಡಿಕೊಂಡು ಕ್ಷೇಮೇಣ ಇದ್ದೇವೆ ನಿಮ್ಮಗಳ ಕ್ಷೇಮ ಸಮಾಚಾರಗಳನ್ನು ಪತ್ರಮುಖೇನ ತಿಳಿಸುವದು

ಸಂಪ್ರತಿ ॥

[illegible]

ಜಿ. ಎ. ಪ್ರಸ್ ತುಮಕೂರು

G.R.S. 26]

File No. C57-2

Serial No. 2

Diary No. of letter replied to 353/11

Notification

No.

General and Revenue Secretariat

( )

the 19

To G1096

Date of issue 28/11

Signed by M. C.B.

Under Sec. 133 of the Code of Civil Procedure, 1911, the Government of H. H. the Maharaja are pleased to exempt Srimat Sri Lakshmi Basanna Thirtha Sripadangalavaru of the Sri Vyasarajaswami Mutt (Sri Kundapura) at Chennapatna, from personal appearance in Civil Courts.

By order

C.C.S. by CO

D. 28/11/19 For Chief Secretary to Govt.

To

The Compiler, Mysore Gazette, for publication in the Gazette

Memo no: G1077

Copy of the above is forwarded to the Huzarat Superintendent in Mysore ~~for information~~

B. O.

over.

G1096 D. 28/11 Chief Secretary

SUBJECT.

Copy bow and to Chief Ct with covering letter (vide S. 133 Cr. P. C.)

10/9/1911

D. 28/11

(4)

D. 1.9.11